SINGLE BENCH (3)

C.S. 1001

(+)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR.

WRIT PETITION NO. 6801 OF 2005

PETITIONER

Manoj Kumar Singh S/o Shri Guleshwar Singh, Aged about 28 years, R/o Village-Tangar Mohari, Police Station – Balrampur Tehsil-Surguja, Dist. Surguja (C.G.)

P.R. No. 6354/05 Rakesh Pandey
Presented dated 22/12/05

VERSUS

RESPONDENTS

1. State of Chhattisgarh Through The Secretary, Home Department, D.K.S. Bhawan Raipur
2. The Inspector General of Police, Range Surguja, Ambikapur, District Surguja Chhattisgarh
3. The Superintendent of Police, District Jashpur Chhattisgarh

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CLERK to A. G. BILASPUR

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSU OF AN APPROPRIATE WRIT IN THE NATURE OF MANDAMUS/CERTIORARI ETC. OR DIRECTION/ORDER IN THE LIKE NATURE ETC.

XI-HC-22

(34)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP 6301/05 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

14-12-2005

Shri Rajesh Pandey, counsel for the petitioner.

Shri Vivek Sharma, P.L., for the State.

Heard.

It is submitted that the petitioner is serving in Home Guard as Sainik and as such he is entitled for relaxation under Rule 2.2 (chh) of the Recruitment Rules (Annex.-P/6) for appointment of Constable. It is further submitted that the petitioner has been selected on the post of Constable but the appointment is refused on the ground of over age.

Learned counsel for the State on the other hand submits that the petitioner has filed the instant petition straight-away without submitting notice for demand of justice.

Learned counsel for the petitioner submits that for the present the petitioner may be allowed to submit the detailed representation before respondent no.2, which will be considered and decided in accordance with law.

The prayer is not opposed by the other side.

Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising his grievances before respondents no.2/ Inspector General of Police along with a copy of the petition and this order within two weeks from today and on such representation being filed, the respondent no.2 shall decide the same on its own merits in accordance with law as early as possible positively within two months from the date of receipt of the representation specifying the ground on which the order is passed. It is made clear that if any grievance remains, the petitioner may avail the remedy available under the law.

With the aforesaid observations, this petition stands disposed of.

Consequently, M.W.P. No.4990/05 also stands disposed of.

Certified copy as per rules.

Copy to the State counsel, who shall be obliged to forward the same.

Sd/-
Fakhruddin
Judge

19.12.05 / 21.1.06